



City of Saint Paul

City Hall and Court House
15 West Kellogg Boulevard
Council Chambers - 3rd
Floor
651-266-8560

Meeting Minutes - Action Only

City Council

Council President Amy Brendmoen
Councilmember Russel Balenger
Councilmember Mitra Jalali
Councilmember Rebecca Noecker
Councilmember Jane L. Prince
Councilmember Chris Tolbert
Councilmember Nelsie Yang

Wednesday, August 10, 2022

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

Meeting started at 3:32 PM

Present 5 - Councilmember Amy Brendmoen, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Jane L. Prince and Councilmember Mitra Jalali
Absent 1 - Councilmember Nelsie Yang

COMMUNICATIONS & RECEIVE/FILE

- 1 [CO 22-56](#) Letter from the Department of Safety and Inspections declaring 1501 Clarence Street a nuisance property. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)
Received and Filed

FOR DISCUSSION

- 26 [RES 22-1231](#) Appointing the interim Ward 1 councilmember finishing the remainder of the term of Councilmember Dai Thao.

Councilmember Balenger was sworn in, thanked family and friends, and expressed excitement to get to work.

Councilmember Noecker moved approval.

Adopted

Yea: 5 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali

Nay: 0

Absent: 1 - Councilmember Yang

ROLL CALL

- Present** 6 - Councilmember Amy Brendmoen, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Jane L. Prince, Councilmember Mitra Jalali and Councilmember Russel Balenger
- Absent** 1 - Councilmember Nelsie Yang

CONSENT AGENDA

Items listed under the Consent Agenda will be enacted by one motion with no separate discussion. If discussion on an item is desired, the item will be removed from the Consent Agenda for separate consideration.

Approval of the Consent Agenda

Councilmember Jalali moved approval.

Consent Agenda adopted

Yea: 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Yang

- 2** [RES 22-1053](#) Authorizing the Saint Paul Police Department (SPPD) to submit an application for funds under a Request for Proposals issued by the United States Department of Justice (USDOJ), Bureau of Justice Assistance (BJA) FY 2022 Edward Byrne Memorial Justice Assistance Grant (JAG) Program
- Adopted**
- 3** [RES 22-1129](#) Approving the City's cost of providing Collection of Vacant Building Registration fees billed during January 10 to April 18, 2022, and setting date of Legislative Hearing for September 6, 2022 and City Council public hearing for October 12, 2022 to consider and levy the assessments against individual properties. (File No. VB2213, Assessment No. 228821)
- Adopted**
- 4** [RES 22-1130](#) Approving the City's cost of providing Securing and/or Emergency Boarding services during May 2022, and setting date of Legislative Hearing for September 6, 2022 and City Council public hearing for October 12, 2022 to consider and levy the assessments against individual properties. (File No. J2213B, Assessment No. 228118)
- Adopted**
- 5** [RES 22-1132](#) Approving the City's cost of providing Demolition services from May to June 2022, and setting date of Legislative Hearing for September 6, 2022 and City Council public hearing for October 12, 2022 to consider and levy the assessments against individual properties. (File No. J2207C Assessment No. 222006)

Adopted

- 6 [RES 22-1133](#) Approving the City's cost of providing Collection of Fire Certificate of Occupancy fees billed during February 28 to April 23, 2022, and setting date of Legislative Hearing for September 6, 2022 and City Council public hearing for October 12, 2022 to consider and levy the assessments against individual properties. (File No. CRT2210, Assessment No. 228211)

Adopted

- 7 [RES 22-1134](#) Approving the City's cost of providing Excessive Use of Inspection or Abatement services billed during January 4 to April 21, 2022, and setting date of Legislative Hearing for September 6, 2022 and City Council public hearing for October 12, 2022 to consider and levy the assessments against individual properties. (File No. J2213E, Assessment No. 228321)

Adopted

- 8 [RES 22-1135](#) Approving the City's cost of providing Graffiti Removal services during May 31 to June 22, 2022, and setting date of Legislative Hearing for September 6, 2022 and City Council public hearing for October 12, 2022 to consider and levy the assessments against individual properties. (File No. J2209P, Assessment No. 228408)

Adopted

- 9 [RES 22-1159](#) Authorizing the request of the HRA to withhold a tax-forfeit parcel from public sale for six months.

Adopted

- 10 [RES 22-1178](#) Appointing Gordon Rees Scully Mansukhani, LLP, as special counsel for the purpose of providing advice and counsel on personnel matters.

Adopted

- 11 [RES 22-1184](#) Authorizing the City to enter into an agreement with Metropolitan Council for the installation of transit signal priority equipment on Route 63 and Ford Parkway.

Adopted

- 12 [RES 22-1185](#) Authorizing the City to enter into an agreement with Metropolitan Council for the operation and maintenance of the Metropolitan Council's Transit Signal Priority System.

Adopted

- 13 [RES 22-1186](#) Authorizing the Department of Public Works to accept and sign Amendment #1 (Exhibit A) to the original grant agreement (Exhibit B) for the MCES Inflow

and Infiltration (I&I) Demonstration Project, thereby extending the completion date from January 31, 2022 to January 31, 2023.

Adopted

- 14 [RES 22-1191](#) Approving the Mayor's reappointment of Tom Aasheim, Gaye Adams Massey, Paul Nikstad, Mary Rick, and Trish Stevens, to the Workforce Innovation Board of Ramsey County.

Adopted

- 15 [RES 22-1193](#) Memorializing the City Council's decision to uphold in part and deny in part a decision of the Board of Zoning Appeals denying variances to construct a new entryway and porch at 664 Blair Avenue.

Adopted

- 16 [RES 22-1202](#) Approving the Labor Agreements between the Independent School District 625 and the Operative Plasterers Local Union No. 265 (June 1, 2022 - May 31, 2025) and the International Union of Painters & Allied Trades District Council 82 (May 1, 2022 - April 30, 2025). (Laid over from August 10, 2022)

Laid over to August 17, 2022

- 17 [RES 22-1204](#) Approving Ordinance Permit 20200010505 for Stormsewer Treatment System Infrastructure installed by Project Paul, LLC (a wholly-owned subsidiary of Ryan Companies US, Inc.) ("Ryan") on the Ford (Highland Bridge) Site.

Adopted

- 18 [RES 22-1205](#) Approving Ordinance Permit 20200010506 for Stormsewer Treatment System Infrastructure installed by Project Paul, LLC (a wholly-owned subsidiary of Ryan Companies US, Inc.) ("Ryan") on the Ford (Highland Bridge) Site.

Adopted

- 19 [RES 22-1206](#) Approving Ordinance Permit 20200010507 for Stormsewer Treatment System Infrastructure installed by Project Paul, LLC (a wholly-owned subsidiary of Ryan Companies US, Inc.) ("Ryan") on the Ford (Highland Bridge) Site.

Adopted

- 20 [RES 22-1207](#) Approving Ordinance Permit 20200010508 for Stormsewer Treatment System Infrastructure installed by Project Paul, LLC (a wholly-owned subsidiary of Ryan Companies US, Inc.) ("Ryan") on the Ford (Highland Bridge) Site.

Adopted

- 21 [RES 22-1218](#) Approving the Mayor's reappointment of Michael Lukes to a two-year term on the Mississippi River Watershed Management Organization.
- Adopted**
- 22 [RES 22-1220](#) Approving the Mayor's reappointment of Mara Humphrey to a second four-year term on the Board of Water Commissioners.
- Adopted**
- 23 [RES 22-929](#) Approving the Maintenance Labor Agreement (May 1, 2022 - April 30, 2025) between the City of Saint Paul and the International Union of Painters and Allied Trades District Council #82.
- Adopted**
- 24 [RES 22-1146](#) Approving the Maintenance Labor Agreement between the Independent School District 625 and the United Union of Roofers, Waterproofers and Allied Workers, Local Union No. 96 (May 1, 2022 - April 30, 2025) and Memorandums of Agreement for the May 1, 2022 - April 30, 2023 Wage and Fringe adjustment for the Laborers Local 563 and United Association of Steamfitters-Pipefitters, Local Union No. 455.
- Adopted**
- 25 [RES 22-1161](#) Changing the rate of pay for Parks Maintenance Supervisor III.
- Adopted**

ORDINANCES

An ordinance is a city law enacted by the City Council. It is read at three separate council meetings and becomes effective after passage by the Council and 30 days after publication in the Saint Paul Pioneer Press. Public hearings on ordinances are generally held at the first reading.

SUSPENSION ITEMS

- [RES 22-1157](#) Authorizing the Department of Planning and Economic Development to apply to the Metropolitan Council for Transit-Oriented Development (TOD) and Livable Communities Demonstration Account (LCDA) funding for projects at 1790-1800 University Avenue West (Keystone Community Services), 543-555 Snelling Avenue (Kimball Court), 200 Plato Boulevard West, 512 Humboldt Avenue (Cerenity Senior Care), and 1351 Arcade Street (30,000 Feet).

Council President Brendmoen explained the need for a suspension of the rules and moved approval.

Adopted

Yea: 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Yang

[Ord 22-38](#)

Granting the application of Fulford Family Partnership LP to rezone property at 533 & 567 Randolph Avenue from T2 traditional neighborhood to IT transitional industrial and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

Council President Brendmoen explained the need for a suspension of the rules and explained that a staff report would take place on August 17, 2022.

Councilmember Noecker moved approval.

Laid over to August 17 for second reading

Yea: 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Yang

RECONSIDERATION

[Ord 22-37](#)

Amending Chapter 193A of the Legislative Code pertaining to rent stabilization.

Councilmember Tolbert moved to reconsider the vote so that the public hearing could take place on August 24 instead of August 17, to give everyone additional time to prepare.

Reconsidered and laid over to August 24 for second reading and public hearing

Yea: 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Yang

PUBLIC HEARINGS

Live testimony is limited to two minutes for each person. See below for optional ways to testify.

27 [Ord 22-36](#)

Amending Chapter 409.01 of the Legislative Code to align with the requirements for caterer's permits with MN State Statute 340A.404 Subd. 12.

Michael Powell spoke against the item, as a resident living near the St. Paul College Club.

Alyona Morzhina spoke against the item, as a resident living near the St. Paul College Club.

Andrew Carlson spoke against the item, as an attorney representing residents living near the St. Paul College Club.

Robert Powell spoke against the item, as a resident living near the St Paul. College Club.

Eric Brown spoke against the item, as an attorney representing residents living near the St. Paul College Club.

Carol Hanson spoke in favor of the ordinance, as a member of the American Association of University Women and regarding the St. Paul College Club.

Pamela Lande spoke in favor of the ordinance, as a member of the American Association of University Women and regarding the St. Paul College Club.

Brian Quist spoke in favor of the ordinance, as a manager of the St. Paul College Club.

Councilmember Noecker thanked testifiers and asked Dan Niziolek from the Department of Safety and Inspections for clarification on the ordinance and the consequences for infractions.

Niziolek addressed Noecker's questions, discussing the origins of the change and the specifics regarding the St. Paul College Club.

Laid over to August 17, 2022 for final adoption

- 28** [RES PH 22-210](#) Approving the application of Church of St. Bernard (St. Paul) for a sound level variance in order to present live amplified sound on August 21, 2022 at Como Picnic Pavilions - 1199 Midway Parkway.

Councilmember Jalali moved approval.

Adopted

Yea: 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Yang

- 29** [RES PH 22-212](#) Approving a subdivision by registered land survey for Sharkey Design Build LLC at 300, 302 & 304 Ryan Avenue to create three (3) RT1 two-family residential parcels.

Councilmember Noecker moved approval.

Adopted

Yea: 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Yang

- 30** [RES PH 22-213](#) Approving the application of Fancy Beauty Bar for a sound level variance in order to present amplified sound on August 27, 2022 at 1999 Burns Avenue.

Councilmember Prince moved approval.

Adopted

Yea: 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Yang

- 31** [RES PH 22-214](#) Approving the applications of the Minnesota United FC for sound level variance applications in order to present amplified sound on August 27 and September 3, 2022, within the Street and the Beer Garden Area at Allianz Field - 400 Snelling Avenue North.

Councilmember Balenger moved approval.

Adopted

Yea: 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Yang

- 32** [RES PH 22-215](#) Approving the application of Central Crown LLC for a sound level variance in order to present amplified sound on August 27, 2022 at MN State Capitol Grounds - 75 Rev Dr Martin Luther King Jr Blvd - Upper Mall.

Councilmember Noecker moved approval.

Adopted

Yea: 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Yang

- 33** [RES PH 22-221](#) Authorizing the Saint Paul City Council to apply for and accept grant funds in the amount of \$17,450 from the John S. and James L. Knight Foundation Community Foundation Donor Advised Fund for explanatory videos to be created by YouthLens360.

Councilmember Noecker described the details of the resolution and moved approval.

Adopted

Yea: 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Yang

- 34** [RES PH 22-222](#) Giving host approval to the issuance by the City of Mounds View of conduit Multifamily Housing Revenue Bonds on behalf of 115 Plato LP, approving a Joint Powers Agreement and authorizing the execution of documents relating thereto, all for the Plato Apartments at Farwell Yards Project, at 115 Plato Boulevard West. (District 3, Ward 2)

Jenny Wolfe from the Department of Planning and Economic Development gave a staff report.

Councilmember Noecker moved approval.

Adopted

Yea: 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Yang

LEGISLATIVE HEARING DISCUSSION ITEM

Items listed under the Consent Agenda will receive a combined public hearing and be enacted by one motion with no separate discussion. Items may be removed from the Consent Agenda for a separate public hearing and discussion if desired.

- 44** [RLH SAO 22-32](#) Appeal of Salamatu Forte to a Vehicle Abatement Order at 1712 ORANGE AVENUE EAST.

Marcia Moermond stated that Item 44 would be taken separately and gave a staff report.

Councilmember Prince moved approval.

Adopted as amended (extended to October 31)

Yea: 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Yang

LEGISLATIVE HEARING CONSENT AGENDA

Items listed under the Consent Agenda will receive a combined public hearing and be enacted by one motion with no separate discussion. Items may be removed from the Consent Agenda for a separate public hearing and discussion if desired.

Approval of the Consent Agenda

Councilmember Jalali moved approval.

Legislative Hearing Consent Agenda adopted as amended

Yea: 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Yang

- 35** [RLH VBR 22-36](#) Appeal of Zahnia Harut to a Vacant Building Registration Notice at 1047 ARCADE STREET.

Adopted

- 36** [RLH VO 22-19](#) Appeal of Jasmine Brown, Tenant, to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 683 BEDFORD STREET.

Adopted

- 37** [RLH FCO 22-51](#) Appeal of Michelle Lewis, Faith Lutheran Church ELCA, to a Fire Certificate of Occupancy Correction Notice at 499 CHARLES STREET.

Adopted

- 38** [RLH SAO 22-33](#) Appeal of Jeanne A Kenney to a Summary Abatement Order at 139 DUNLAP STREET NORTH.

Adopted

- 39** [RLH SAO 22-37](#) Appeal of David Jacobowitch to a Summary Abatement Order at 839 EDMUND AVENUE.

Adopted

- 40 [RLH TA 22-288](#) Amending Council File No. RLH AR 22-48 to reduce the assessment for Property Clean up services during February 1 to 14, 2022 at 859 GALTIER STREET. (File No. J2222A, Assessment No. 228524)
- Adopted**
- 41 [RLH SAO 22-29](#) Appeal of Sally Klein to a Summary Abatement Order at 769 HAGUE AVENUE.
- Adopted**
- 42 [RLH RR 22-42](#) Ordering the rehabilitation or razing and removal of the structures at 1803 IVY AVENUE EAST within fifteen (15) days after the August 10, 2022, City Council Public Hearing. (Legislative Hearing August 9, 2022)
- Referred to August 23, 2022 Legislative Hearing**
- 43 [RLH SAO 22-31](#) Appeal of Mary Tate to a Summary Abatement Order at 1930 NORTONIA AVENUE.
- Adopted**
- 45 [RLH RR 22-43](#) Ordering the rehabilitation or razing and removal of the structures at 1802 ROSS AVENUE within fifteen (15) days after the August 10, 2022, City Council Public Hearing. (To refer back to August 23, 2022 Legislative Hearing)
- Referred to August 23, 2022 Legislative Hearing**
- 46 [RLH TA 22-289](#) Amending Council File RLH AR 22-9 to reduce the assessment for Collection of Delinquent Garbage Bills for services during July to September 2021 at 389-393 STRYKER AVENUE. (File No. CG2104A1, Assessment No. 210115)
- Adopted**
- 47 [RLH TA 22-291](#) Amending Council File RLH AR 22-31 to reduce the assessment for Collection of Delinquent Garbage Bills for services during October to December 2021 at 389-393 STRYKER AVENUE. (File No. CG2201A1, Assessment No. 220100)
- Adopted**
- 48 [RLH SAO 22-22](#) Second Making finding on the appealed nuisance abatement ordered for 607 TOPPING STREET in Council File RLH SAO 22-14.
- Adopted**
- 49 [RLH VBR 22-37](#) Appeal of Richard Bell to a Vacant Building Registration Notice at 934 WAKEFIELD AVENUE.
- Adopted**

ADJOURNMENT

Meeting ended at 4:20 PM

City Council meetings are open for in person attendance, but the public may also comment on public hearing items in writing or via voicemail. Any comments and materials submitted by 12:00 pm of the day before the meeting will be attached to the public record and available for review by the City Council. Comments may be submitted as follows:

The public may comment on public hearing items in writing or via voicemail. Any comments and materials submitted by 12:00 pm of the day before the meeting will be attached to the public record and available for review by the City Council. Comments may be submitted as follows:

Written public comment on public hearing items can be submitted to Contact-Council@ci.stpaul.mn.us, CouncilHearing@ci.stpaul.mn.us, or by voicemail at 651-266-6805. Live testimony will be taken in person in the Council Chambers, and by telephone by registering to speak by noon on the day before the meeting. The registration link is located on the City Council website at www.stpaul.gov/council or <https://forms.office.com/g/TD3xN7WHy5>.

Council Meeting Information

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